



**State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES**

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Lyons Hospitality, LLC
P.O. Box 285
Twin Mountain, New Hampshire 03595

LETTER OF DEFICIENCY
WD WQE 03-09
October 16, 2003

Attn: Mr. Douglas Bews

Re: Alteration of terrain by excavation and filling in preparation for construction
of a Campground/RV Park behind Lyons Motel, Route 3, Twin Mountain, New
Hampshire

Dear Mr. Bews:

On October 9, 2003 personnel from the Department of Environmental Services ("DES") conducted an inspection on the subject project. The purpose of this inspection was to determine compliance with RSA 485-A:17 and applicable rules promulgated pursuant thereto. During the inspection, the following deficiencies were documented:


1. More than 100,000 contiguous square feet of terrain had been altered by the placement of fill on the subject property
2. DES has no record of an RSA 485-A: 17 Site Specific Permit for the work mentioned in Deficiency No. 1.
3. The subject fill had not been stabilized and had eroded, and
4. Temporary erosion and sediment controls had not been installed.

DES believes that the cited deficiencies can be corrected by:

1. Submitting a temporary erosion and sediment control plan to DES for review and comment by October 31, 2003.
2. Implementing the temporary erosion and sediment control plan by November 14, 2003, and
3. Applying for and obtaining a Site Specific Permit ("Permit") prior to performing any other alteration of terrain on the site except as needed to perform Correction No. 2.

In the event compliance cannot be achieved, DES may order you to take such remedial measures as may be necessary. Failure to comply with such an Order may result in enforcement action by DES under RSA 485-A:22. In addition, DES personnel may conduct another inspection at a later date to determine whether you have come into and are maintaining full compliance with the applicable statute and rules.

Should you have any questions regarding this letter, please contact Denise Frappier at 466-5910.

Very truly yours,

COPY
Rene J. Pelletier, Manager
Land Resources Management Program

RJP/DMF

CERTIFIED MAIL, RRR 7099 3400 0003 0688 0337

cc: Mark Harbaugh, DES Enforcement Attorney
Russell A. Nylander, P.E.-WD/DES
Denise M. Frappier-WQE/WD/DES
Board of Selectmen, Carroll, NH
Planning Board, Carroll, NH
A.J. Coleman and Sons, Inc.